

**DELEGATION OF AUTHORITY
TOXIC SUBSTANCES CONTROL ACT (TSCA)**

Administrative Enforcement: Agency Representation in Hearings
and Signing of Consent Agreements

1. **AUTHORITY.** To represent EPA in civil penalty adjudications conducted under the Toxic Substances Control Act (TSCA) and 5 U.S.C. Section 554; to negotiate and sign consent agreements between the Agency and respondents resulting from such enforcement actions; and to represent the Agency in appeals from an administrative determination.
2. **TO WHOM REDELEGATED.** Through the Regional Counsel, Office of Regional Counsel, or equivalent, through the Branch Chiefs, Air, Toxics, and Information Law Branch, Land Law Branch, and Water Law Branch, or equivalents, to the staff attorneys.
3. **LIMITATIONS.**
 - a. Only the AA for OECA may exercise the authority to initiate appeals.
 - b. The AA for OECA must consult with the regional administrator, regional counsel, branch chief, or staff attorney and the AA for OSCPP, or his/her designee, prior to initiating an appeal.
4. **REDELEGATION AUTHORITY.**
 - a. This authority may be redelegated to the staff attorney level, or equivalent.
 - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **SUPERSESSION.** This delegation supersedes R10 12-2-B (02/11/2002) and any other delegation of the same authority.
6. **ADDITIONAL REFERENCES.**
 - a. Sections 16 of TSCA.
 - b. EPA Delegation 12-2-B.

June 27, 2019
Date


Chris Hladick
Regional Administrator